



PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/613,318
		Filing Date	07/07/2003
		First Named Inventor	Shih-Chu Huang
		Art Unit	
		Examiner Name	
Total Number of Pages in This Submission	16	Attorney Docket Number	003-03-015

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please Identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	USPTO failed to record the originally filed documents. Docs were resubmitted via fax and were unscannable at the USPTO. Enclosed are copies of the originally filed specification, claims and drawings.	

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Apex Juris, PLLC Tracy M Heims
Signature	
Date	10/04/2004

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Tracy M Heims
Signature	
Date	10/04/2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Shih-Che Huang

Application No.: 10/613,318

Filing Date: 07/07/2003

Attorney Dkt. No.: 003-03-015

For: **STRUCTURE FOR OUTSOLE-MAKING PROCESS**

MISSING PARTS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 4, 2004

Commissioner:

Applicant respectfully requests that the filing date of **July 7, 2003** be granted to this duplicate filing. The following documents were originally submitted to the USPTO on July 1, 2003, however, due to no fault of the applicant, the USPTO failed to record the originally submitted documents. A filing receipt has been issued. The Applicant filed replacement papers via facsimile on 07/06/2004. However, the Office now states that the papers were not acceptable because they were not scannable and could not be properly stored. The attached documents are copies of the original documents submitted and no new matter has been included. Included is:

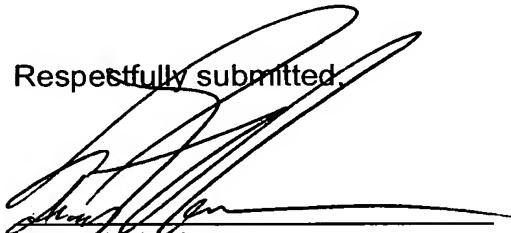
1. Certificates of mailings for all documents (1 page)
2. Post card specifically setting forth documents filed (1 card)
3. Letter to the Commissioner regarding the application (2 pages)
4. Transmittal Form PTO/SB/21 (1 page)

5. Specification (5 pages), claims (1 page), Abstract of the Disclosure (1 page) and formal drawings (2 pages)

Please note that Applicant has already received the original post card and the assignment documents have already been returned.

Please charge any fee deficiency or credit any overpayment with respect to this paper and or this application to Apex Juris Deposit Account No. 502069. If the Examiner has any questions regarding the above application he is invited to contact the Applicant at the number listed below.

Respectfully submitted,



Tracy M Heims  
Registration No.53,010

Apex Juris, PLLC  
13194 Edgewater Lane Northeast  
Seattle, Washington 98125  
Email: [tracy@apexjuris.com](mailto:tracy@apexjuris.com)  
Tel: 206-664-0314  
Fax: 206-664-0329

JPW



## UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 07 2004

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILED OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/613,318	07/07/2003	Shih-Chu Huang	003-03-015

## CONFIRMATION NO. 4270

Apex Juris, PLLC  
 13194 Edgewater Lane Northeast  
 Seattle, WA 98125

## FORMALITIES LETTER



\*OC000000013421558\*

Date Mailed: 08/04/2004

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

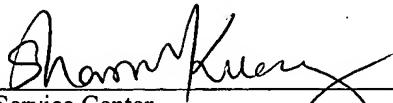
The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 5,6,7 are not in compliance with 37 CFR 1.52(a).
- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 1,2.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



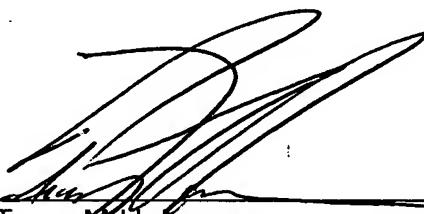
CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8  
FOR: MISSING PARTS  
THE FOLLOWING DOCUMENTS INCLUDED:

1. Certificates of mailings for all documents (1 page)
2. Self Address, stamped return post card setting forth the above.
3. Letter to the Commissioner regarding the application (2 pages)
4. Transmittal Form PTO/SB/21 (1 page)
5. Specification (5 pages), claims (1 page), Abstract of the Disclosure (1 page) and formal drawings (2 pages)

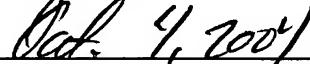
I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage as First Class Certified Mail, Return Receipt Requested, Label #7003 2260 0006 4276 6395, with sufficient postage, in an envelope addressed to:

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On October 4, 2004



Tracy M Helms  
Reg.# 53,010

  
Date: October 4, 2004

Apex Juris, PLLC  
13194 Edgewater Lane Northeast  
Seattle, Washington 98125  
Email: [tracy@apexjuris.com](mailto:tracy@apexjuris.com)  
Phone: 206-664-0314  
Fax: 206-664-0329